**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**

**SUIT NO.444 OF 1985**

The Municipal Corporation of
Greater Bombay ...Plaintiff
vs.
Kesoram Industries &
Cotton Mills Ltd. ...Defendants

Ms Priya Borgaonkar i/b M/s.M.V.Kini & Co. for the Plaintiffs
Mr.C.D.Patel i/b Dadhich & Co. for the Defendants

**CORAM: A.S.OKA,J.**
**DATE : OCTOBER 15,2007**

**P.C.:**

1. On 17th August 2007, the issues were settled and the suit was set down for recording of evidence on 24th September 2007. on 24th September 2007, on the prayer made by the counsel for the plaintiffs, time was granted till 1st October 2007. On 1st October 2007, time was again granted on the prayer made by the counsel for the plaintiffs for a period of two weeks. However, the order dated 1st October 2007 records that time was granted as a last chance. Today, the learned counsel for the plaintiffs seeks time on the ground that the papers are not traceable.

2. Sufficient time has already been granted in the suit of the year 1995. Further time cannot be granted. Hence, the suit is dismissed for non prosecution.

**JUDGE**